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*Attorneys for Plaintiff
Entropic Communications, LLC*

**UNITED STATES DISTRICT COURT
CENTRAL DISTRICT OF CALIFORNIA**

ENTROPIC COMMUNICATIONS, LLC,

Plaintiff,

v.

DISH NETWORK CORPORATION, *et al.*,

Defendants.

Case No. 2:23-cv-01043-JWH-KES
(Lead Case)
Case No. 2:23-cv-01047-JWH-KES
(Related Case)
Case No. 2:23-cv-01048-JWH-KES
(Related Case)
Case No. 2:23-cv-05253-JWH-KES
(Related Case)

ENTROPIC COMMUNICATIONS, LLC,

Plaintiff,

v.

COX COMMUNICATIONS, INC., *et al.*,

Defendants.

[Assigned to the Honorable John W.
Holcomb]

**ENTROPIC'S APPLICATION TO
FILE OPPOSITION TO MOTION
TO DISMISS UNDER SEAL;
DECLARATION OF CASSIDY T.
YOUNG IN SUPPORT THEREOF;
[PROPOSED] ORDER**

Date: January 26, 2024
Time: 9:00 AM
Courtroom: 9D

1 ENTROPIC COMMUNICATIONS, LLC,
2 Plaintiff,

3 v.

4 COMCAST CORPORATION, *et al.*,
5 Defendants.

6 ENTROPIC COMMUNICATIONS, LLC,
7 Plaintiff,

8 v.

9 DIRECTV, LLC, *et al.*,
10 Defendants.

TO THE COURT, ALL PARTIES AND THEIR ATTORNEYS OF RECORD:

Pursuant to Central District of California Local Rule 79-5.2.2(a), Plaintiff Entropic Communications, LLC (“Entropic” or “Plaintiff”) hereby applies for an order sealing **unredacted** information referenced in Entropic’s Opposition to Defendant Comcast’s Motion to Dismiss, which contains details related to a third-party communication and a confidential agreement between Defendant Comcast and a third-party entity.

Each portion of the documents referenced in the chart below have been designated as confidential pursuant to agreements reached between third parties or have been filed under seal by Defendant Comcast. (*See* Young Decl. in Support of Entropic’s Application to File Documents Under Seal (“Young Decl.”), ¶ 4.) Entropic, therefore, applies to file such documents and information under seal pursuant to Local Rule 79-5.2.2(a).

The information to be sealed is identified below:

Item to be Sealed Pursuant to L.R. 79-5.2.2(a)	Description of Information
Table of Contents, Section III.B.	Contents of a confidential agreement between Comcast and a third-party entity.
Plaintiff’s Memorandum of Points and Authorities in Support of its Opposition to Comcast’s Motion to Dismiss (“Plaintiff’s Memo”) at 4:18–5:2.	Contents of a confidential agreement between Comcast and a third-party entity.
Plaintiff’s Memo at 5:5–6.	Contents of a confidential agreement between Comcast and a third-party entity.

1 2 3 4 5 6 7 8	Plaintiff's Memo at 13:10–14.	Contents of a confidential third-party business communication between the MoCA Board of Directors.
9 10 11 12 13 14 15 16 17 18 19 20 21 22 23 24	Plaintiff's Memo at Section III.B.	Contents of a confidential agreement between Comcast and a third-party entity.
25 26 27 28	Plaintiff's Memo at 18:28–19:13.	Contents of a confidential agreement between Comcast and a third-party entity.

Pursuant to Local Rule 79-5.2.2(a), Entropic applies to file under seal the documents listed above. Under Rule 79-5.2.2(a), a party may seek leave to file a document under seal so long as the Application describes the nature of the information that should be closed to public inspection and is accompanied by: (1) a declaration establishing good cause why the strong presumption of public access in civil cases should be overcome and informing the Court whether anyone opposes the Application; (2) a proposed order; (3) a redacted version of the relevant documents; and (4) an unredacted version of the relevant documents. Entropic has complied with these requirements. The information that Entropic seeks to seal is contained within: (1) an agreement between Comcast and a third-party entity that has confidentiality obligations and that Comcast has previously sought to seal; and (2) a confidential third-party business communication that Comcast sought to seal in relation to its Motion to Dismiss. The public does not have an interest in accessing this confidential information. Additionally, Entropic's request is narrowly tailored to only prevent the public from viewing confidential information. Finally, counsel for Comcast indicated that they do not oppose Entropic's Application.

Therefore, compelling reasons exist to seal the highlighted portions of the above documents. *See Aya Healthcare Servs., Inc. v. AMN Healthcare, Inc.*, 2020 WL 1911502, at *5 (S.D. Cal. Apr. 20, 2020) ("The Court agrees that compelling reasons exist to seal references . . . to Defendants' proprietary business records that detail

1 sensitive financial terms, proprietary business strategies, and confidential negotiations
2 and agreements with third parties.”); *In re Qualcomm Litig.*, 2019 WL 1557656, at *3
3 (S.D. Cal. Apr. 10, 2019) (granting motions to seal “confidential business information
4 of the parties, including trade secrets, proprietary business records, discussions of
5 internal strategy, company dealings, and materials designated as ‘Highly
6 Confidential’’).

7 Accordingly, Entropic respectfully requests that this Court order the unredacted
8 documents to be filed under seal. Concurrent with this filing, Entropic has filed redacted
9 versions of these documents with the Court, which only redact information necessary
10 to protect confidential, private, and otherwise non-public information therein.

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12 Dated: January 5, 2024

Respectfully Submitted,

13 By: /s/ Cassidy T. Young
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